

## RULE 63 (37 C.F.R. 1.63)

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MILK BEVERAGE

the specification of which (**check applicable box(s)**):

is attached hereto.

was filed on 21 March 2000 as U.S. Application Serial No. \_\_\_\_\_ (Atty Dkt # 1417-305).

was filed as PCT international application No. \_\_\_\_\_ on \_\_\_\_\_

and (if applicable to U.S. or PCT application) was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. 1.56(a). I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed or, if no priority is claimed, before the filing date of this application:

**Prior Foreign Application(s):**

Application Number	Country	Day/Month/Year Filed
11-079346	Japan	24 March 1999

I hereby claim the benefit under 35 U.S.C. 120/365 of all prior United States and PCT international applications listed above or below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior applications in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. 1.56(a) which occurred between the filing date of the prior applications and the national or PCT international filing date of this application:

**Prior U.S./PCT Application(s):**

Application Serial No.	Day/Month/Year Filed	Status: patented, pending, abandoned
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint **NIXON & VANDERHYE P.C., 8th Floor, 1100 North Glebe Road, Arlington, Virginia 22201-4714, telephone number (703) 816-4000 (to whom all communications are to be directed)**, and the following attorneys thereof (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; Robert A. Vanderhye, 27076; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffry H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr., 29366; Thomas E. Byrne, 32205; Mary J. Wilson, 32955; J. Scott Davidson, 33489; Alan M. Kagen, 36178; William J. Griffin, 31260; Robert A. Molan, 29834; B. J. Sadoff, 36663; James D. Berquist, 34776; Updeep S. Gill, 37344. \*

1) Inventor's Signature	<u>Akihiro Ogawa</u>	Date	<u>March 31, 2000</u>
Inventor's Name (typed)	<u>Akihiro</u>	Family Name	<u>OGAWA</u>
	First	Middle Initial	<u>Japanese</u>
Residence (City)	<u>Yokohama-shi, Kanagawa-ken</u>		
Post Office Address	<u>c/o Mitsubishi Chemical Corporation Yokohama Research Center, 1000, Kamoshida-cho, Aoba-ku, Yokohama-shi, Kanagawa-ken, 227-8502 Japan</u>		

FOR ADDITIONAL INVENTORS, check box [x] and attach sheet with same information and signature and date for each.

## RULE 63 (37 C.F.R. 1.63)

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FOR PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2) Inventor's Signature

*Toshiya Katsuragi*Date March 31, 2000Inventor's Name (typed) Toshiya KATSURAGI Japanese

First

Middle Initial

Family Name

Citizenship

Residence (City)

Yokohama-shi, Kanagawa-ken

(State/Foreign Country)

Japan

Post Office Address

c/o Mitsubishi Chemical Corporation Yokohama Research Center, 1000, Kamoshida-cho,  
Aoba-ku, Yokohama-shi, Kanagawa-ken, 227-8502 Japan

FOR ADDITIONAL INVENTORS, check box [ ] and attach sheet with same information and signature and date for each.

RECORDATION FORM COVER SHEET

PATENTS ONLY

Our Ref.: 1417-305

Commissioner of Patents and Trademarks  
 Assignment, Washington, D.C. 20231

to the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Akihiro OGAWA Toshiya KATSURAGI		2. Name and address of receiving party(ies): Name: Mitsubishi Chemical Corporation Internal Address: Street Address: 5-2 Marunouchi, 2-chome
Additional name/s of conveying party/ies attached? <input type="checkbox"/>		City: Chiyoda-ku State/Country: Tokyo Zip: Japan
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Assignment <input type="checkbox"/> Change of Name <input type="checkbox"/> Other		Additional name/s & address/es attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Execution Date: March 31, 2000		
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is:		
A. Patent Application No(s). (1) 09/532,024 (2) (3)		B. Patent No(s). (1) (2) (3)
Additional numbers attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
5. Name and address of party to whom correspondence concerning document should be mailed: Name: Arthur R. Crawford Internal Address: Street Address: Nixon & Vanderhye P.C. 1100 North Glebe Road 8 <sup>th</sup> Floor City: Arlington State: VA Zip: 22201		6. Total number of applications & patents involved: 1 7. Total fee (37 CFR 3.41) \$ 40.00 <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account #14-1140
8. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our Account No. 14-1140.		
DO NOT USE THIS SPACE		
9. Statements and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Arthur R. Crawford Name of Person Signing Reg. No. 25,327 Signature		
		June 13, 2000 Date
Total number of pages including original cover sheet, attachments, and document: [3]		

# ASSIGNMENT OF PATENT APPLICATION

(Inventors) (Akihiro OGAWA  
(Toshiya KATSURAGI

In consideration of the sum of one dollar (\$1.00) and other good and valuable considerations paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

(Assignee) **Mitsubishi Chemical Corporation**

(Address) **of 5-2 Marunouchi, 2-chome, Chiyoda-ku, Tokyo, Japan**

(hereinafter designated as the Assignee) the undersigned's entire right, title and interest for the United States, its territories, dependencies and possessions, and for the country of

(Other Countries) ( in the invention, and all application for patent and any Letters Patent which may be granted therefore, known as

(Title) **MILK BEVERAGE**

(Case No. 1417-305)

for which the undersigned has (have) executed on even date herewith an application for patent in the United States of America or, if not on even date, then has executed (on or has already filed in

(U.S. appln. Serial No. 09/532,024 , filed on March 21, 2000

(The undersigned acknowledges an obligation of assignment of this invention to said assignee at the time the invention was made.

The undersigned agree(s) to execute all papers and documents necessary in connection with the application or any interference which may be declared and any continuing or divisional applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient and further to perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patent of the United States resulting from said application or any division or divisions or continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed and will not execute, any agreement in conflict herewith.

The undersigned hereby grant(s) the firm of NIXON & VANDERHYE P.C. the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned  
signature(s).

Date March 31, 2000 Signature of inventor Akihiko Ogawa  
Date March 31, 2000 Signature of inventor Toshiya Katayagi

Witnessed b y: \_\_\_\_\_ Date \_\_\_\_\_

Witnessed b y: \_\_\_\_\_ Date \_\_\_\_\_



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

AUGUST 09, 2000

PTAS

NIXON & VANDERHYE P.C.  
ARTHUR R. CRAWFORD  
1100 NORTH GLEBE ROAD  
8TH FLOOR  
ARLINGTON, VA 22201



\*101383656A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/13/2000

REEL/FRAME: 010853/0857  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
OGAWA, AKIHIRO

DOC DATE: 03/31/2000

ASSIGNEE:  
KATSURAGI, TOSHIYA

DOC DATE: 03/31/2000

ASSIGNEE:  
MITSUBISHI CHEMICAL CORPORATION  
5-2 MARUNOUCHI, 2-CHOME  
CHIYODA-KU, TOKYO, JAPAN

SERIAL NUMBER: 09532024  
PATENT NUMBER:

FILING DATE: 03/21/2000  
ISSUE DATE:

LAWAN FLETCHER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

06-19-2000

U.S. Department of Commerce  
Patent and Trademark Office

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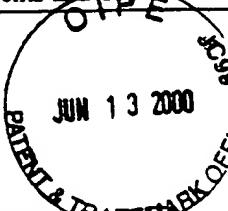


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Box Assignment, Washington, D.C. 20231

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Akihiro OGAWA Toshiya KATSURAGI <i>MRD</i> <i>Le. 13.00</i> 		2. Name and address of receiving party(ies): Name: Mitsubishi Chemical Corporation Internal Address: Street Address: 5-2 Marunouchi, 2-chome  City: Chiyoda-ku State/Country: Tokyo Zip: Japan
Additional name/s of conveying party/ies attached 3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Assignment <input type="checkbox"/> Change of Name <input type="checkbox"/> Other Execution Date: March 31, 2000		Additional name/s & address/es attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: _____		
A. Patent Application No(s). (1) 09/532,024 (2) (3)	B. Patent No(s). (1) (2) (3)	Additional numbers attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
5. Name and address of party to whom correspondence concerning document should be mailed: Name: Arthur R. Crawford  Internal Address: _____  Street Address: Nixon & Vanderhye P.C. 1100 North Glebe Road 8th Floor City: Arlington State: VA Zip: 22201		6. Total number of applications & patents involved: 1  7. Total fee (37 CFR 3.41) \$ 40.00 <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account #14-1140  8. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper thereafter filed in this application by this firm) to our Account No. 14-1140.
DO NOT USE THIS SPACE		
9. Statements and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.  Arthur R. Crawford _____ Name of Person Signing _____ Reg. No. 25,327 _____ Signature _____ Date June 13, 2000  Total number of pages including original cover sheet, attachments, and document: [3]		

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# ASSIGNMENT OF PATENT APPLICATION

(Inventors) (Akihiro OGAWA  
(Toshiya KATSURAGI

In consideration of the sum of one dollar (\$1.00) and other good and valuable considerations paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

(Assignee) **(Mitsubishi Chemical Corporation**

(Address) **(of 5-2 Marunouchi, 2-chome, Chiyoda-ku, Tokyo, Japan**

(hereinafter designated as the Assignee) the undersigned's entire right, title and interest for the United States, its territories, dependencies and possessions, and for the country of

(Other Countries) ( in the invention, and all application for patent and any Letters Patent which may be granted therefore, known as

(Title) **MILK BEVERAGE**

**(Case No. 1417-305)**

for which the undersigned has (have) executed on even date herewith an application for patent in the United States of America or, if not on even date, then has executed (on or has already filed in

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The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patent of the United States resulting from said application or any division or divisions or continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed and will not execute, any agreement in conflict herewith.

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In witness whereof, executed by the undersigned on the date(s) opposite the undersigned  
signature(s).

Date March 31, 2000 Signature of inventor ( Akihisa Ogawa )  
Date March 31, 2000 Signature of inventor ( Toshiyuki Katayagi )

Witnessed b y: \_\_\_\_\_ Date \_\_\_\_\_

Witnessed b y: \_\_\_\_\_ Date \_\_\_\_\_